

HOUSE BILL 1570

By Kumar

AN ACT to amend Chapter 158 of the Private Acts of 2002; as amended by Chapter 72 of the Private Acts of 2008; Chapter 82 of the Private Acts of 2014 and Chapter 52 of the Private Acts of 2018; and any other acts amendatory thereto, relative to the Town of Greenbrier.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Chapter 158 of the Private Acts of 2002, and any other acts amendatory thereto, is amended by deleting SECTION 11 and substituting instead:

SECTION 11. Mayor, duties.

(a) The mayor:

(1) Shall be the chief executive officer of the municipality and shall preside at meetings of the board;

(2) Shall communicate any information needed, and recommend measures the mayor deems expedient to the board;

(3)

(A) Shall make temporary appointments of any officer or department head as those terms are defined, except that of alderman, arising from the absence, sickness or disability of any such officer or department head, and shall report such appointment to the board at its next regular meeting;

(B) The board may confirm or reject the mayor's temporary appointments, or, at its discretion, make its own temporary appointments. The board shall make appointments to fill vacancies in office;

(4)

(A) May call special meetings of the board upon adequate notice to the board and adequate public notice;

(B) Shall state the matters to be considered at the special meeting and the action of the board shall be limited to those matters submitted;

(5) Shall countersign checks and drafts drawn upon the treasury by the treasurer and sign all contracts to which the municipality is a party;

(6) As a member of the board, may make motions and shall have a vote on all matters coming before the board; and

(7) Shall make appointments to boards and commissions as authorized by law.

(b) Unless otherwise designated by the board by ordinance, the mayor shall perform the following duties or may designate a department head or department heads to perform any of the following duties:

(1) Those duties set forth in SECTION 28, if the board does not appoint a Town administrator, or if someone else is not designated by the board to perform those duties;

(2)

(A) Employ, promote, discipline, suspend and discharge all employees and department heads, in accordance with personnel policies and procedures, if any, adopted by the board;

(B) Nothing in this charter shall be construed as granting a property interest to employees or department heads in their continued employment;

(3) Act as purchasing agent for the municipality in the purchase of all materials, supplies and equipment for the proper conduct of the municipality's business; provided, that all purchases shall be made in

accordance with policies, practices and procedures established by the board;

(4) Prepare and submit the annual budget and capital program to the board for their adoption by ordinance; and

(5) Such other duties as may be designated or required by the board.

SECTION 2. Chapter 158 of the Private Acts of 2002, as amended by Chapter 72 of the Private Acts of 2008, Chapter 82 of the Private Acts of 2014, and any other acts amendatory thereto, is amended in SECTION 18 by deleting the language "the salary of the mayor shall be four hundred dollars (\$400) per month" and substituting instead "the salary of the mayor shall be one thousand dollars (\$1,000) per month".

SECTION 3. Chapter 158 of the Private Acts of 2002, as amended by Chapter 52 of the Private Acts of 2018, and any other acts amendatory thereto, is amended by deleting SECTION 28 and substituting instead:

SECTION 28.

(a) The board may appoint a Town administrator who shall be under the control and direction of the board. The Town administrator shall report and be responsible to the board.

(b) The board may, by ordinance, require the Town administrator to perform any or all the following duties:

(1) Administer the business of the municipality;

(2) Make recommendations to the board for improving the quality and quantity of public services to be rendered by the officers and employees to the inhabitants of the municipality;

(3) Keep the board fully advised as to the conditions and needs of the municipality;

(4) Report to the board the condition of all property, real and personal, owned by the municipality and recommend repairs or replacements as needed;

(5) Recommend to the board and suggest the priority of programs or projects involving public works or public improvements that should be undertaken by the municipality;

(6) Recommend specific personnel positions, as may be required for the needs and operations of the municipality, and propose personnel policies and procedures for approval of the board; and

(7) Perform such other duties as may from time to time be designated or required by the board.

SECTION 4. Nothing in this act shall be construed as having the effect of altering the salary of any incumbent prior to the end of the term for which such public officer was elected.

SECTION 5. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the legislative body of the Town of Greenbrier. Its approval or nonapproval shall be proclaimed by the presiding officer of the legislative body and certified to the secretary of state.

SECTION 6. For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective as provided in Section 5.